

United States Bankruptcy Court

JAN 16 1987

For the NORTHERN District of IOWA

BARBARA A. EVERLY CLERK

DARWIN D. VAN MAASDAM and
EDNA L. VAN MAASDAM, Debtors

EMORY L. ANDERSON and
ESTHER ANDERSON, Plaintiff

DARWIN D. VAN MAASDAM and
EDNA L. VAN MAASDAM, Defendant

Case No. 86-01741S

Adversary Proceeding No. 86-0426S

JUDGMENT

☐ This proceeding having come on for trial or hearing before the court, the Honorable Michael J. Melloy, United States Bankruptcy Judge, presiding, and the issues having been duly tried or heard and a decision having been rendered,

[OR]

☒ The issues of this proceeding having been duly considered by the Honorable Michael J. Melloy, United States Bankruptcy Judge, and a decision having been reached without trial or hearing,

IT IS ORDERED AND ADJUDGED: Plaintiffs, Emory L. Anderson and Esther Anderson have and recover judgment against the Defendants, Darwin D. Van Maasdam and Edna L. Van Maasdam, jointly and severally, for the sum of \$361,632.00 with interest of 9% per annum, only from the time of any default.

RECORDED: Volume II
Page 15



[Seal of U.S. Bankruptcy Court]

Date of issuance: January 16, 1987

BARBARA A. EVERLY

Clerk of Bankruptcy Court
P O Box 4371
Cedar Rapids, Iowa 52407

By:

Barbara A. Everly
Deputy Clerk

IN THE UNITED STATES BANKRUPTCY COURT
FOR THE NORTHERN DISTRICT OF IOWA
WESTERN DIVISION

FILED
U.S. BANKRUPTCY COURT
NORTHERN DISTRICT OF IOWA

JAN 16 1987

BARBARA A. EVERLY, CLERK

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IN RE:)	CHAPTER 7
)	BANKRUPTCY NO. 86-01741S
DARWIN D. VAN MAASDAM and)	
EDNA L. VAN MAASDAM,)	
)	
Debtors.)	
<hr/>		
EMORY L. ANDERSON and)	ADVERSARY NO. 86-0426S
ESTHER ANDERSON,)	
)	JUDGMENT
Plaintiffs,)	
)	
vs.)	
)	
DARWIN D. VAN MAASDAM and)	
EDNA L. VAN MAASDAM,)	
)	
Defendants.)	
)	

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This matter comes before the Court in this adversary case on the Stipulation of the parties that judgment enter in accordance with the Stipulation and Settlement.

The Court having examined the Complaint, the Stipulation and Settlement, and being fully advised in the premises,

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED by the Court that Plaintiffs, Emory L. Anderson and Esther Anderson, have and recover judgment against the Defendants, Darwin D. Van Maasdam and Edna L. Van Maasdam, jointly and severally, for the sum of \$361,632.00 with the parties each to bear their own costs of this action; and

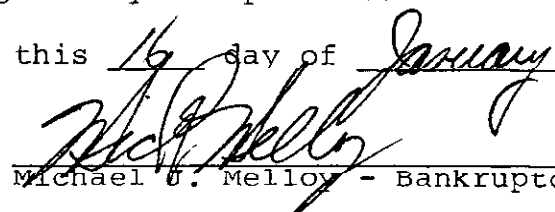
IT IS FURTHER ORDERED, ADJUDGED AND DECREED that a Writ of Execution shall not be issued in favor of the Plaintiffs and against the Defendants so long as the Defendant or either of them pay to the Plaintiffs the sums set out in the Stipulation.

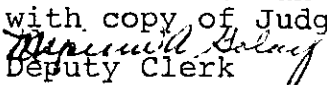
If there be default in such payments, then the entire balance of this judgment shall be deemed accelerated and Plaintiffs may seek execution against the Defendants or either of them for the balance due of such judgment. Further, should there be default in the payment, then the balance due of such judgment at the time of default shall begin bearing interest at the rate of 9% per annum.

This judgment in favor of Plaintiffs and against Defendants, shall be non-dischargeable under 11 USC Section 523(a)(2) in either this bankruptcy case or any subsequently filed bankruptcy case by Van Maasdams or either of them.

The entry of the judgment in favor of the Plaintiffs and against the Defendants shall not be deemed to be a waiver by the Plaintiffs of one certain Real Estate Mortgage recorded at Book 82, Page 885 of the mortgage records of Dickinson County, Iowa but such Mortgage shall continue to stand as security for the payment of this judgment as agreed by the parties.

IT IS SO ORDERED on this 16 day of January, 198


Michael G. Melloy - Bankruptcy Judge

Copies mailed by ordinary mail
on January 16, 1987 to
William L. Edmonds,
Attorney for Plaintiffs Emory L.
and Esther Anderson;
Alvin J. Ford, Attorney for
Defendants Darwin D. Van Maasdam
and Edna L. Van Maasdam
with copy of Judgment

Deputy Clerk
P O Box 4371
Cedar Rapids, IA 52407

JUN 21 1990

IN THE UNITED STATES BANKRUPTCY COURT
FOR THE NORTHERN DISTRICT OF IOWA
WESTERN DIVISION

BARBARA A. EVERLY, CLERK

IN RE:	:	CHAPTER 7 BANKRUPTCY
	:	NO. 86-01741S
DARWIN D. VAN MAASDAM and	:	
EDNA L. VAN MAASDAM,	:	
	:	
Debtors.	:	

EMORY L. ANDERSON and	:	ADVERSARY NO. 86-0426S
ESTHER ANDERSON,	:	
	:	SATISFACTION OF
Plaintiffs,	:	JUDGMENT
	:	
vs.	:	
	:	
DARWIN D. VAN MAASDAM and	:	
EDNA L. VAN MAASDAM,	:	
	:	
Defendants.	:	

The Plaintiffs in the captioned matter, Emory L. Anderson and Esther Anderson, do hereby acknowledge full satisfaction of the judgment, interest, and prepaid costs wherein Emory L. Anderson and Esther Anderson were Plaintiffs and Darwin D. Van Maasdam and Edna L. Van Maasdam were Defendants, in Bankruptcy No. 86-01741S, Adversary No. 86-0426S, recorded in Volume II, Page 15 of the records of the Clerk of Bankruptcy Court for the United States Bankruptcy Court for the Northern District of Iowa, and hereby authorize the Clerk of the United States

Vol II
Page 15

Bankruptcy Court for the Northern District of Iowa to cancel and release the judgment of record in her office.

Dated this 24th day of May, 1990.

PLAINTIFFS:

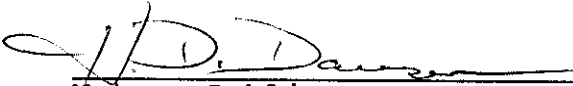
EMORY L. ANDERSON AND
EDNA ANDERSON

BY: 

Emory L. Anderson

STATE of IOWA)
) ss.
OSCEOLA COUNTY)

And now on this 24th day of May, 1990, personally appeared before me, a Notary Public in and for said County Emory L. Anderson, who acknowledged the execution of the foregoing instrument as his voluntary act and deed for the purpose therein set forth.


Notary Public

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